

**REQUEST
FOR
CONTINUED EXAMINATION (RCE)**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,

Provides for continued examination of a utility or plant

Application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA)

Application Number: 10/561,878
Filing Date: February 7, 2007
First Named Inventor: Reto Luginbuehl
Group Art Unit: 3738
Examiner Name: Melissa A. Hoban
Attorney Docket Number: 0002586USU/4122
CUSTOMER NO.: 27,623

This is a Request for Continued Examination (RCE) Under 37 C.F.R. § 1.114 of the above-identified application.

Note: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 153 (d) (PTO/SB/29) instead of RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (August 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (March 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. **Submission required under 37 C.F.R. § 1.114**

a. XXXXX Previously submitted

i. XXXXX Consider the amendment(s)/reply under 37 C.F.R. 1.116 previously filed on **July 26, 2010** (any unentered amendment(s) referred to above will be entered).

ii. _____ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____

iii. _____ Other _____

b. XXXXX Enclosed

i. _____ Amendment/Reply with transmittal

ii. _____ Affidavit(s)/Declaration(s)

iii. _____ Information Disclosure Statement (IDS) and PTO-1449

iv. XXXXX Other **Two Month Extension of Time**

2. **Miscellaneous**

a. _____ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)

b. _____ Other _____

3. **Fees** The RCE fee Under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

a. XXXXX The Commissioner is hereby authorized to charge the fee of **\$1,170** and any deficiency in fees, or credit any overpayments to Deposit Account No. **01-0467**.

i. XXXXX RCE (\$810) required under 37 C.F.R. § 1.17(e)

ii. XXXXX Extension of Time fee Extension fee (\$360.00 – the difference between the first and second month extension fees) (37 C.F.R. §§ 1.136 and 1.17)

iii. _____ Other _____

b. _____ Check in the amount of \$ _____ enclosed

c. _____ Payment by credit card (Form PTO-2038 enclosed)

August 25, 2010

Date of Signature



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